

In the
Indiana Supreme Court

IN RE THE MARRIAGE OF)	Supreme Court No. 91S00-0411-SJ-474
)	
ALEXANDER R. PALA)	
)	
and)	
)	Case No. 91C01-0108DR-147
ANNARE L. (PALA) LOUBSER)	in the White Circuit Court

ORDER REMANDING JURISDICTION TO TRIAL COURT

Comes now the Honorable Rex W. Kepner, Special Judge in this cause, and pursuant to Ind.Trial Rule 79, certifies this matter here for the appointment of a special judge.

And this Court, being duly advised, now finds that jurisdiction of this matter should be remanded to the White Circuit Court and Judge Kepner. The Order submitted by Judge Kepner, dated February 14, 2005, states insufficient basis for the appointment of a special judge. Though Ms. Loubser may believe Judge Kepner to be biased, this is not the standard upon which the appointment of a special judge rests.

IT IS, THEREFORE, ORDERED that jurisdiction of this matter should be remanded to the White Circuit Court and Judge Kepner.

The Clerk of this Court is directed to forward notice of this Order to the Hon. Rex Kepner, Benton Circuit Court, 700 East Fifth Street, Fowler, IN 47944-1528, and to the Clerk of the White Circuit Court.

The Clerk of the White Circuit Court is directed to forward notice of this Order to all parties of record in the case below.

DONE at Indianapolis, Indiana, this _____ day of March, 2005.

Randall T. Shepard
Chief Justice of Indiana